

ORIGINAL



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OPEN MEETING AGENDA ITEM

BEFORE THE ARIZONA CORPORATION COMMISSION
RECEIVED

COMMISSIONERS

2005 DEC -2 P 3:17

JEFF HATCH-MILLER, Chairman
MARC SPITZER
WILLIAM A. MUNDELL
MIKE GLEASON
KRISTIN K. MAYES

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE JOINT
NOTICE OF INTENT OF VERIZON
COMMUNICATIONS, INC., AND MCI,
INC.

ARIZONA CORPORATION
COMMISSION

DOCKET NOs: T-01846B-05-0279

T-03258A-05-0279

T-03475A-05-0279

T-03289A-05-0279

T-03198A-05-0279

T-03574A-05-0279

T-02431A-05-0279

T-03197A-05-0279

T-02533A-05-0279

T-03394A-05-0279

T-03291A-05-0279

MOTION AND CONSENT OF LOCAL COUNSEL FOR
PRO HAC VICE ADMISSION OF RANDAL S. MILCH
EXPEDITED TREATMENT REQUESTED

Deborah R. Scott, pursuant to Rules 33(c) and (d), Rules of the Supreme Court,
moves the Commission Hearing Division to admit Randal S. Milch as counsel pro hac
vice in this action, on an expedited basis.

Pursuant to Rule 33(c) and (d) of the Supreme Court, the following exhibits are
attached hereto:

1. Original Verified Application;

Snell & Wilmer

LLP
LAW OFFICES
One Arizona Center, 400 E. Van Buren
Phoenix, Arizona 85004-2202
(602) 382-6000

2. Original Certificate of Good Standing; and

3. State Bar of Arizona Notice of Receipt of Complete Application.

The filing fee as required by Rule 33(d) has been submitted to the State Bar of Arizona. Deborah R. Scott hereby agrees to serve as designated local counsel for the subject case.

Because this matter will be heard at the December 6, 2005 Open Meeting, expedited treatment of this matter is requested.

A proposed order admitting Randal S. Milch accompanies this motion.

RESPECTFULLY SUBMITTED this 2nd day of December, 2005.

SNELL & Wilmer L.L.P.

By 

Deborah R. Scott

Kimberly A. Grouse

Snell & Wilmer

One Arizona Center

400 E. Van Buren

Phoenix, AZ 85004

Attorneys for Verizon Communications, Inc.

ORIGINAL and thirty-three (33) copies
of the foregoing filed this 2nd day
of December, 2005, with:

Arizona Corporation Commission
Docket Control – Utilities Division
1200 W. Washington Street
Phoenix, Arizona 85007

1 COPY of the foregoing hand-delivered
2 this 2nd day of December, 2005, to:

3 Lyn Farmer, Chief Administrative Law Judge
4 Hearing Division
5 ARIZONA CORPORATION COMMISSION
6 1200 West Washington
7 Phoenix, Arizona 85007

8 Christopher C. Kempley, Chief Counsel
9 Legal Division
10 ARIZONA CORPORATION COMMISSION
11 1200 West Washington Street
12 Phoenix, Arizona 85007

13 Ernest G. Johnson, Director
14 Utilities Division
15 ARIZONA CORPORATION COMMISSION
16 1200 West Washington Street
17 Phoenix, Arizona 85007

18 Maureen A. Scott
19 Legal Division
20 ARIZONA CORPORATION COMMISSION
21 1200 West Washington Street
22 Phoenix, Arizona 85007

23 COPY of the foregoing mailed
24 this 2nd day of December, 2005, to:

25 **FOR VERIZON:**

26 Elaine M. Duncan
Vice President and General Counsel
Verizon California, Inc.
700 Van Ness Avenue
San Francisco, CA 94102

1 Sherry F. Bellamy
2 Vice President and Associate General Counsel
3 Verizon Corporate Services Corp.
4 1515 North Courthouse Road, Suite 500
5 Arlington, VA 22201

6 Robert P. Slevin
7 Associate General Counsel
8 Verizon Corporate Services Corp.
9 1095 Avenue of the Americas
10 Room 3824
11 New York, NY 10036

12 Andrew B. Clubok
13 Kirkland & Ellis LLP
14 655 Fifteenth Street, N.W., Suite 1200
15 Washington, DC 20005

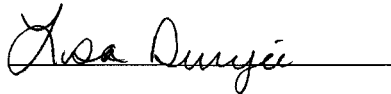
16 Mary L. Coyne
17 Verizon, Washington DC Inc.
18 2055 L Street NW
19 5th Floor
20 Washington, DC 20036

21 **FOR MCI:**

22 Thomas H. Campbell
23 Lewis & Roca LLP
24 40 N. Central Avenue
25 Phoenix, AZ 85004-4429

26 Thomas F. Dixon
Senior Attorney
MCI, Inc.
707 17th Street, Suite 4200
Denver, CO 80202

1 Richard B. Severy
2 MCI, Inc.
3 Director, State Regulatory
4 201 Spear Street, 9th Floor
5 San Francisco, CA 94105
6
7 Marsha A. Ward
8 National Director-State Regulatory
9 Law & Public Policy
10 MCI, Inc.
11 6 Concourse Parkway, Suite 600
12 Atlanta, GA 30328
13
14 Michael W. Patton
15 Roshka Heyman & DeWulf
16 One Arizona Center
17 400 E. Van Buren Street, Suite 800
18 Phoenix, AZ 85004

13 

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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

JEFF HATCH-MILLER, Chairman
MARC SPITZER
WILLIAM A. MUNDELL
MIKE GLEASON
KRISTIN K. MAYES

IN THE MATTER OF THE JOINT
NOTICE OF INTENT OF VERIZON
COMMUNICATIONS, INC., AND MCI,
INC.

ARIZONA CORPORATION
COMMISSION

DOCKET NOs: T-01846B-05-0279

T-03258A-05-0279

T-03475A-05-0279

T-03289A-05-0279

T-03198A-05-0279

T-03574A-05-0279

T-02431A-05-0279

T-03197A-05-0279

T-02533A-05-0279

T-03394A-05-0279

T-03291A-05-0279

ORDER FOR PRO HAC VICE
ADMISSION OF RANDAL S. MILCH

Based upon the Motion for Admission Pro Hac Vice of Randal S. Milch and the consent to appear as local counsel by Deborah R. Scott,

IT IS HEREBY ORDERED that Randal S. Milch be admitted pro hac vice as counsel for Verizon Communications, Inc. in the above-entitled matter.

DATED this ____ day of December, 2005.

Administrative Law Judge



For Official Use Only

App# 102226

Pro Hac ID # 158051

**NONRESIDENT ATTORNEY
PRO HAC VICE APPLICATION**

Name: Randal S. Milch

Residence Address: 6924 Fairfax Road, Bethesda, Maryland 20814

Office Address: 1095 Avenue of the Americas, Rm. 4118, New York, New York 10036

Telephone: 212-395-1752

Fax: 212-597-2975

Title of cause or case where applicant seeks to appear: AZ - In The Matter of The Joint Notice of Intent
Docket Number: T-01846B-05-0279 et al (See Attached) of Verizon Communications, Inc., and mCI, Inc.

Court, Board, or Administrative Agency: Arizona Corporate Commission

Party on whose behalf applicant seeks to appear: Verizon

Courts to Which Applicant Has Been Admitted:

NY

DC

Date of Admission:

5/20/86

4/22/87

Bar Number:

2066983

409844

Applicant is a member in good standing in such courts.

Applicant is not currently disbarred or suspended in any court.

Applicant ☐ is / ☒ is not (select one) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law.

Jurisdiction(s) Where
Discipline Matter Pending:

N/A

Nature of Matter
Under Investigation:

Name / Address of
Disciplinary Authority:

Applicant ☐ has / ☒ has not (select one) been disciplined by any court, agency or organization authorized to discipline attorneys at law.

RECEIVED

DEC 01 2005

State Bar of Arizona
Resource Center Department

In the preceding three (3) years, applicant has filed applications to appear as counsel under Rule 33, Arizona Rules of Supreme Court in the following:

Title of Matter:	Docket #:	Court or Agency:	Application Granted? (Y/N)
_____	_____	_____	<u>N/A</u>
_____	_____	_____	<u>N/A</u>
_____	_____	_____	<u>N/A</u>
_____	_____	_____	<u>N/A</u>

Name of local counsel: Deborah R. Scott

State Bar of Arizona Number: #012128

Address: 400 E. Van Buren, Phoenix, AZ 85004

Telephone : 602-382-6571

Fax: 602-382-6070

Name(s) of each party in this cause and name and address of all counsel of record:

Party:	Counsel of Record:	Address:
<u>Verizon/MCI</u>	<u>See attached Service List</u>	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$391.00.

This case or cause ☐ is / ☒ is not (select one) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, applicant certifies the following:

Applicant certifies the following:

1. Applicant shall be subject to the jurisdiction of the courts and agencies of the State of Arizona and to the State Bar of Arizona with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Arizona, as provided in Rule 46(b) Rules of the Supreme Court.
2. Applicant will review and comply with appropriate rules of procedure as required in the underlying cause.
3. Applicant understands and shall comply with the standards of conduct required of members of the State Bar of Arizona.

STATE OF _____)
County of _____) ss. JUDY A. MICHEL Verification
NOTARY PUBLIC, State of New York
No. 01MI6038338
Qualified in Westchester County
Commission Expires March 6, 2006

I, the Applicant, swear that all statements in the application are true, correct and complete to the best of my knowledge and belief.

Dated: 11/29/05

Applicant's signature

Randal S. Milch 2006

SUBSCRIBED AND SWORN TO before me this 29th day of NOVEMBER, by

RANDAL MILCH

Name of Applicant

Judy A. Michel
Notary Public

NOTE – As the application requires original signatures of the applicant and notary, this application cannot be filed electronically. Please submit all documents and fees by mail to:

State Bar of Arizona
Pro Hac Vice
4201 N. 24th Street, Suite 200
Phoenix, AZ 85016

For further information, please contact our Resource Center at 602-340-7239.

Verizon Communications/MCI, Inc. Merger Approval

Docket Numbers:

T-01846B-05-0279 T-03258A-05-0279, T-03475A-05-0279, T-03289A-05-2079, T-3198A-05-0279, T-03574A-05-0279, T-02431A-05-0279, T-03197A-05-0279, T-02533A-05-0279, T-03394A-05-0279, T-03279, T-0329A-05-0279


1 notwithstanding the failure of an individual to read or receive the notice.

2 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
3 Communications) applies to this proceeding as the matter is now set for public hearing and shall
4 remain in effect until the Commission's Decision in this matter is final and non-appealable.

5 IT IS FURTHER ORDERED that the time periods specified herein shall not be extended
6 pursuant to Rule 6(a) or (e) of the Rules of Civil Procedure.

7 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
8 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

9 Dated this 27th day of June, 2005

10
11
12
13 
14 AMANDA POPE
ADMINISTRATIVE LAW JUDGE

15 The foregoing was mailed/delivered
16 this 27 day of June, 2005 to:

17 **FOR VERIZON:**

18 Elaine M. Duncan
19 Vice President and General Counsel
Verizon California, Inc.
700 Van Ness Avenue
San Francisco, California 94102

20 Deborah R. Scott
21 Of Counsel
22 Snell & Wilmer
One Arizona Center
Phoenix, Arizona 85004

23 Sherry F. Bellamy
24 Vice President and Associate General Counsel
Verizon Corporate Services Corp.
1515 North Courthouse Road, Suite 500
25 Arlington, Virginia 22201

26 Robert P. Slevin
27 Associate General Counsel
Verizon Corporate Services Corp.
1095 Avenue of the Americas
28 Room 3824

1 New York, New York 10036

2 Andrew B. Clubok
3 Kirkland & Ellis LLP
4 655 Fifteenth Street, N.W., Suite 1200
5 Washington, DC 20005

6 **FOR MCI:**

7 Thomas F. Dixon
8 Senior Attorney
9 MCI, Inc.
10 707 17th Street, Suite 4200
11 Denver, Colorado 80202

12 Thomas H. Campbell
13 Lewis and Roca LLP
14 40 North Central Avenue
15 Phoenix, Arizona 85004-4429

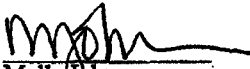
16 Richard B. Severy
17 MCI, Inc.
18 Director, State Regulatory
19 201 Spear Street, 9th Floor
20 San Francisco, California 94105

21 Marsha A. Ward
22 National Director – State Regulatory
23 Law & Public Policy
24 MCI, Inc.
25 6 Concourse Parkway, Suite 600
26 Atlanta, Georgia 30328

27 Christopher Kempley, Chief Counsel
28 Maureen A. Scott, Attorney
Jason Gellman, Attorney
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

Ernest G. Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

ARIZONA REPORTING SERVICE, INC.
2627 N. Third Street, Ste. Three
Phoenix, Arizona 85004-1104

26 By: 
27 Molly Johnson
28 Secretary to Amanda Pope

Appellate Division of the Supreme Court
of the State of New York
First Judicial Department

I, Catherine O'Hagan Wolfe, Clerk of the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, certify that

RANDAL SCOT MILCH

was duly licensed and admitted to practice as an Attorney and Counsellor at Law in all the courts of the State of New York on the 20th day of May, 1986 has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counsellors at Law on file in my office, has duly registered with the administrative office of the courts, and according to the records of this court is in good standing as an attorney and counsellor at law.

In Witness Whereof, I have hereunto set my
hand and affixed the seal of this court on

November 21, 2005

Catherine O'Hagan Wolfe

Clerk



District of Columbia Court of Appeals
Committee on Admissions
500 Indiana Avenue, N.W. — Room 4200
Washington, D. C. 20001
202 / 879-2710


I, GARLAND PINKSTON, JR., Clerk of the District of Columbia
Court of Appeals, do hereby certify that

RANDAL S. MILCH

was on the 22ND day of APRIL, 1987
duly qualified and admitted as an attorney and counselor and
entitled to practice before this Court and is, on the date
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have
hereunto subscribed my name
and affixed the seal of this
Court at the City of
Washington, D.C., on
November 21, 2005.

GARLAND PINKSTON, JR., CLERK

By: 
Deputy Clerk

1 **Arizona Corporate Commission**

2
3 In the Matter of the Jooint Notice of Intent)
4 Of Verizon Communications, Inc.)
5 and MCI Inc.,)
6 Plaintiff,)
7 v.)
8 Defendant.)

CASE # T-01846B-05-0279

SBA App # 1002226

9 **NOTICE OF RECEIPT OF**
10 **COMPLETE APPLICATION**

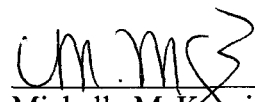
11 NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has
12 received the verified application and fee from Randal S. Milch.

13 In addition to this application, applicant has made the following applications to appear
14 pro hac vice, pursuant to Rule33 (d), within the previous three (3) years:

Title of Matter	Court/Agency	Date	Granted?	
			<input type="checkbox"/> yes	<input type="checkbox"/> no
			<input type="checkbox"/> yes	<input type="checkbox"/> no
			<input type="checkbox"/> yes	<input type="checkbox"/> no
			<input type="checkbox"/> yes	<input type="checkbox"/> no

17 Exhibit A, the original verified application and Exhibit B, the original Certificate(s) of
18 Good Standing are attached hereto.

19 DATED this 2nd day of December 2005

20 
21 Michelle McKenzie
22 Resource Center
State Bar of Arizona

23 Original Mailed on
24 This 2nd day of December 2005 to:
25 Ms. Deborah R. Scott
400 E. Van Buren
Phoenix, AZ 85004-0001